

STAYED, TYPE I-FOIA

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:18-cv-00075-DLF**

CLARK v. ENVIRONMENTAL PROTECTION AGENCY
Assigned to: Judge Dabney L. Friedrich
Cause: 05:552 Freedom of Information Act

Date Filed: 01/12/2018
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**GEORGE E. CLARK**

represented by **Patrick D. Llewellyn**
PUBLIC CITIZEN LITIGATION
GROUP
1600 20th Street, NW
Washington, DC 20009
(202) 588-7727
Fax: (202) 588-7795
Email: pllewellyn@citizen.org
ATTORNEY TO BE NOTICED

V.

Defendant**ENVIRONMENTAL PROTECTION
AGENCY**

represented by **Scott Leeson Sroka**
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-7113
Fax: (202) 252-2599
Email: scott.sroka@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
01/12/2018	<u>1</u>	COMPLAINT against ENVIRONMENTAL PROTECTION AGENCY (Filing fee \$ 400 receipt number 0090-5285046) filed by GEORGE E. CLARK. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons to Agency, # <u>3</u> Summons to U.S. Attorney, # <u>4</u> Summons to Attorney General)(Llewellyn, Patrick) (Attachment 1 replaced on 1/16/2018) (jd). (Entered: 01/12/2018)
01/12/2018		Case Assigned to Judge Ketanji Brown Jackson. (jd) (Entered: 01/16/2018)
01/16/2018	<u>2</u>	SUMMONS (3) Issued Electronically as to ENVIRONMENTAL PROTECTION AGENCY, U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Notice and Consent)(jd) (Entered: 01/16/2018)
01/16/2018	<u>3</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 1/19/2018. Answer due for ALL FEDERAL DEFENDANTS by 2/18/2018. (Llewellyn, Patrick) Modified dates on 1/17/2018 (znmw). (Entered: 01/16/2018)
01/16/2018	<u>4</u>	GENERAL ORDER AND GUIDELINES FOR CIVIL CASES BEFORE JUDGE KETANJI BROWN JACKSON. The Court will hold the parties and counsel responsible for following these directives, and parties and counsel should pay particular attention to the Courts instructions for briefing motions and filing exhibits. Failure to adhere to this Order may, when appropriate, result in the imposition of sanctions and/or sua sponte denial of non-conforming motions. Signed by Judge Ketanji Brown Jackson on 1/16/2018. (lckbj1) (Entered: 01/16/2018)

01/16/2018	<u>5</u>	Case randomly reassigned to Judge Dabney L. Friedrich. Judge Ketanji Brown Jackson is no longer assigned to the case. (ztnr) (Entered: 01/17/2018)
01/17/2018		Set/Reset Deadlines: Answer due by 2/18/2018, (znmw) (Entered: 01/17/2018)
01/26/2018	<u>6</u>	NOTICE of Appearance by Scott Leeson Sroka on behalf of ENVIRONMENTAL PROTECTION AGENCY (Sroka, Scott) (Entered: 01/26/2018)
02/15/2018	<u>7</u>	ANSWER to <u>1</u> Complaint, by ENVIRONMENTAL PROTECTION AGENCY.(Sroka, Scott) (Entered: 02/15/2018)
02/22/2018		MINUTE ORDER requiring the parties to MEET AND CONFER and file a Joint Status Report proposing a schedule for further proceedings. The parties shall file the Joint Status Report no later than March 23, 2018. Signed by Judge Dabney L. Friedrich on February 22, 2018. (JK) (Entered: 02/22/2018)
03/23/2018	<u>8</u>	Joint STATUS REPORT by GEORGE E. CLARK. (Attachments: # <u>1</u> Text of Proposed Order)(Llewellyn, Patrick) (Entered: 03/23/2018)
04/03/2018		MINUTE ORDER. Upon consideration of the parties' <u>8</u> Joint Status Report, it hereby is ORDERED that the EPA shall complete a search for responsive records as soon as possible but no later than April 20, 2018. Following completion of the search, the parties shall confer and file a joint status report that addresses the number of responsive records and a proposed schedule for production. The parties shall file the joint status report on or before April 24, 2018. Signed by Judge Dabney L. Friedrich on April 3, 2018. (JK) (Entered: 04/03/2018)
04/24/2018	<u>9</u>	Joint STATUS REPORT by GEORGE E. CLARK. (Llewellyn, Patrick) (Entered: 04/24/2018)
04/24/2018		MINUTE ORDER approving the proposed schedule set forth in the parties' <u>9</u> Joint Status Report. Accordingly, it is ORDERED that EPA shall process 500 documents and make an initial production of non-exempt documents by June 5, 2018. EPA shall continue to produce documents by the 5th of each month, unless the 5th day falls on a weekend or holiday, in which case the production shall occur on the next business day. The parties shall confer and submit a joint status report by June 15, 2018. Signed by Judge Dabney L. Friedrich on April 24, 2018. (JK) (Entered: 04/24/2018)
06/15/2018	<u>10</u>	Joint STATUS REPORT by GEORGE E. CLARK. (Llewellyn, Patrick) (Entered: 06/15/2018)
06/16/2018		MINUTE ORDER. Upon consideration of the parties' <u>10</u> Joint Status Report, it is ORDERED that the parties shall proceed in compliance with the Minute Order issued on April 24, 2018. In addition, the parties shall submit another joint status report on or before July 16, 2018. Signed by Judge Dabney L. Friedrich on June 16, 2018. (JK) (Entered: 06/16/2018)
07/12/2018	<u>11</u>	Joint STATUS REPORT by ENVIRONMENTAL PROTECTION AGENCY. (Sroka, Scott) (Entered: 07/12/2018)
09/19/2018	<u>12</u>	Joint STATUS REPORT by ENVIRONMENTAL PROTECTION AGENCY. (Sroka, Scott) (Entered: 09/19/2018)
10/03/2018		MINUTE ORDER. Upon consideration of the parties' <u>12</u> Joint Status Report it is ORDERED that the parties shall submit another joint status report on or before December 19, 2018. Signed by Judge Dabney L. Friedrich on October 3, 2018. (JK) (Entered: 10/03/2018)
12/19/2018	<u>13</u>	Joint STATUS REPORT by GEORGE E. CLARK. (Llewellyn, Patrick) (Entered: 12/19/2018)
01/03/2019	<u>14</u>	Unopposed MOTION to Stay , MOTION for Extension of Time to <i>in Light of Lapse of Appropriations</i> by ENVIRONMENTAL PROTECTION AGENCY (Attachments: # <u>1</u> Text of Proposed Order)(Hudak, Brian) (Entered: 01/03/2019)
01/03/2019		MINUTE ORDER granting the defendant's <u>14</u> Unopposed Motion for a Stay and Extension of Time in Light of Lapse of Appropriations. Accordingly, it is ORDERED that this case is STAYED until Congress has restored appropriations to the Department of Justice and the Environmental Protection Agency. All pending deadlines in this

		action are extended for a period of time equal to the calendar day duration of the lapse in appropriations. The defendant shall file a status report within seven calendar days of appropriations being restored that notifies the parties and the Court that the lapse has ceased and what the defendant understands to be the new deadlines for pending matters consistent with the granted extension. Signed by Judge Dabney L. Friedrich on January 3, 2019. (JK) (Entered: 01/03/2019)
02/01/2019	<u>15</u>	STATUS REPORT by ENVIRONMENTAL PROTECTION AGENCY. (Sroka, Scott) (Entered: 02/01/2019)
02/01/2019		MINUTE ORDER. Upon consideration of the defendant's <u>15</u> Status Report, it is ORDERED that the parties shall submit a joint status report on or before March 15, 2019. Signed by Judge Dabney L. Friedrich on February 1, 2019. (JK) (Entered: 02/01/2019)
03/15/2019	<u>16</u>	Joint STATUS REPORT by ENVIRONMENTAL PROTECTION AGENCY. (Sroka, Scott) (Entered: 03/15/2019)